

8/10/04

UNITED STATES PATENT AND TRADEMARK OFFICE

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 United States Patent and Trademark Office  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/809,282	03/25/2004	Reinhold Burr	228181

23460  
 LEYDIG VOIT & MAYER, LTD  
 TWO PRUDENTIAL PLAZA, SUITE 4900  
 180 NORTH STETSON AVENUE  
 CHICAGO, IL 60601-6780

**CONFIRMATION NO. 6041**  
**FORMALITIES LETTER**  
**\*OC000000012899789\***  
**\*OC000000012899789\***

Date Mailed: 06/08/2004

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/12/2004 WABDELRI 00000002 121216 10809282

FILED UNDER 37 CFR 1.53(b)

01 FC:1001 770.00 DA  
 02 FC:1051 130.00 DA  
 03 FC:1053 130.00 DA

*Filing Date Granted*

#### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings submitted to the Office are not electronically reproducible. Drawing

sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1,2,4-7.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$1030** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to:    Mail Stop Missing Parts  
   Commissioner for Patents  
   P.O. Box 1450  
   Alexandria VA 22313-1450

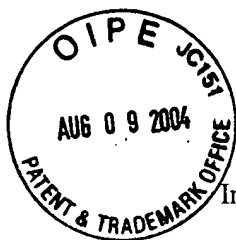
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*A copy of this notice **MUST** be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**PATENT**  
Attorney Docket No. 228181  
Client Reference No. 04-B-014

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Burr et al.

Group Art Unit: Unassigned

Application No. 10/809,282

Examiner: Unassigned

Filing Date: March 25, 2004

For: CONTROL VALVE FOR A  
VENTILATION SYSTEM OF AN  
AUTOMOBILE

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir

Applicant(s) hereby respond(s) to the Notice to File Missing Parts of Application dated June 8, 2004.

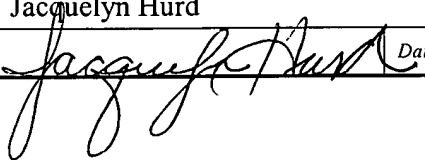
The items checked below are appropriate:

**1. Status of Applicant**

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

***CERTIFICATE OF MAILING UNDER 37 CFR 1.10***

I hereby certify that this Response and all accompanying documents are being deposited with the United States Postal Service on the date indicated below, in an envelope as "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 CFR 1.10, Mailing Label Number EV 419250955 US, addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name (Print/Type)	Jacquelyn Hurd
Signature	
Date	August 9, 2004

**2. Documents Submitted Herewith**

- a. ☒ Executed Declaration of inventor(s)
- b. ☐ Nucleotide and/or Amino Acid Sequence Submission:
  - i. ☐ Computer Readable Form (CRF)
  - ii. Specification Sequence Listing on:
    - (1) ☐ CD-ROM or CD-R (2 copies); or
    - (2) ☐ Paper Copy
  - iii. ☐ Statement verifying identity of above copies
- c. ☒ Verified English translation of application
- d. ☒ Copy of the Notice to File Missing Parts of Application
- e. ☐ Substitute Drawings
- f. ☒ Other: Preliminary Amendment

**3. Application Filing Fee**

- a. ☐ No application filing fee due
- b. ☒ Application filing fee due in amount calculated below:

APPLICATION FEES				
BASIC FEE				\$ 770.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	1 - 20 =	0	× \$18.00	\$
Independent Claims	1 - 3 =	0	× \$86.00	\$
<input type="checkbox"/> Multiple Dependent Claims(s) if applicable			+ \$290.00	\$
Total of above calculations =				\$
Reduction by 50% for filing by small entity =				\$( )
Fee Already Paid =				\$( )
Fee Due =				\$ 770.00

**4. Late Filing of Oath or Declaration Surcharge**

Pursuant to 37 CFR 1.16(e), the surcharge for filing this Response is for  
☒ other than a small entity or ☐ a small entity.

**Fee Due** \$130.00

**5. Non-English Specification Surcharge**

Pursuant to 37 CFR 1.17(i), the surcharge for submitting an English translation of the non-English specification is included.

**Fee Due** \$130.00

6. **Extension of Time**

- ☐ Applicant(s) petition(s) for a one-month extension of time under 37 CFR 1.136, the fee for which is \$110.00.
- ☒ Applicant(s) believe(s) that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant(s) has/have inadvertently overlooked the need for a petition and fee for extension of time.

**Fee Due**        \$

7. **Total Fee Due**

The total fee due is:

Application Filing Fee	\$770.00
Late Filing of Declaration Surcharge	\$130.00
Non-English Specification Surcharge	\$130.00
Extension of Time Fee	\$ 0.00

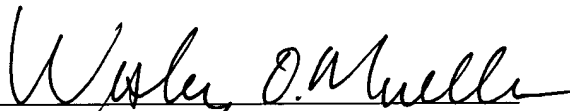
**Total Fee Due: \$1030.00**

8. **Fee Payment**

- ☐ Attached is a check in the sum of \$ .
- ☒ Charge Account No. 12-1216 the sum of \$1030.00. A duplicate of this transmittal is attached.

9. **Fee Deficiency**

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

  
Wesley O. Mueller, Reg. No. 33,976  
LEYDIG, VOIT & MAYER, LTD.  
Two Prudential Plaza, Suite 4900  
180 North Stetson Avenue  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

Date: August 9, 2004